

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ZACKARY ELLIS SANDERS,

Defendant.

Case No. 1:20-cr-00143

Honorable T.S. Ellis, III

Trial: October 19, 2021

HEARING REQUESTED

**MOTION FOR LEAVE TO FILE RESPONSE, REQUEST FOR APPOINTMENT OF
INDEPENDENT EXPERT TO CONDUCT INDEPENDENT EVALUATION AND
DETERMINE WHETHER DR. MONTALBANO'S METHODOLOGY COMPORTS
WITH ACCEPTED PSYCHOLOGICAL PRACTICE, AND FOR ORAL ARGUMENT**

Zackary Ellis Sanders, by and through counsel, respectfully moves this Honorable Court (1) for leave to respond to the government's opposition to the defense's expert testimony and address the numerous issues with Dr. Montalbano's report; (2) for the Court to appoint an independent expert to conduct an independent evaluation and determine whether Dr. Montalbano's methodology comports with accepted psychological practice; and (3) for the Court to schedule oral argument on the admissibility of the expert testimony proffered by the defense. This motion is supported by a memorandum in support.

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of September 2021, the foregoing was served electronically on the counsel of record through the U.S. District Court for the Eastern District of Virginia Electronic Document Filing System (ECF) and the document is available on the ECF system.

/s/ Jonathan Jeffress
Jonathan Jeffress